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ATTENTION ATTENTION ATTENTION

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Patent/TM/App/Serial # 10/768,202

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ATTENTION ATTENTION ATTENTION

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PATENT FILING RECEIPT
DATE 11/1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 AUG 15 PM 3:00

Applicant: Thwaite
Serial No.: 10/768,202
Filed: January 30, 2004
For: System and Method for Refreshing a Dynamic Memory Device

Docket: 2003 P 54027 US
Patent No.: 6,914,841 B1
Issue Date: July 5, 2005

US PATENT & TRADEMARK
OFFICE

Mail Stop 16
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Request for Refund Under 37 CFR § 1.26

Dear Sir:

The above-referenced patent application has been assessed a publication fee of \$300.00. For the reasons stated below, Applicant submits that this fee was incorrectly charged due to non-publication of the application and requests a refund.

FACTS:

1. The present application was filed on January 30, 2004, and given a projected publication date of August 4, 2005, per the Filing Receipt mailed August 16, 2004 (copy attached as Exhibit A).
2. On May 26, 2005, Applicant authorized the payment of the Issue Fee in the amount of \$1400.00 and the Publication Fee in the amount of \$300.00 to be charged to Deposit Account No. 50-1065 (copy of Part B - Fee(s) Transmittal attached as Exhibit B).
3. On May 27, 2005, Deposit Account 50-1065 was assessed said issue and publication fees (copy of redacted Deposit Account statement attached as Exhibit C).

02 FC:1504

300.00 CR

PATENT & TRADEMARK
OFFICE

4. The present application issued as U.S. Patent No. 6,914,841 B1 on July 5, 2005. The projected publication date has now passed and the application was not, in fact, published.

REMARKS:

Applicant respectfully request that the \$300.00 fee be refunded to Deposit Account No. 50-1065.

If the office should have any questions, it is requested that Applicant's attorney be contacted at the telephone number below.

Respectfully submitted,



Ira S. Matsil
Attorney for Applicant
Reg. No. 35,272

Slater & Matsil, L.L.P.
17950 Preston Rd., Suite 1000
Dallas, TX 75252-5793
Tel: (972) 732-1001
Fax: (972) 732-9218

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UNITED STATES PATENT AND TRADEMARK OFFICE

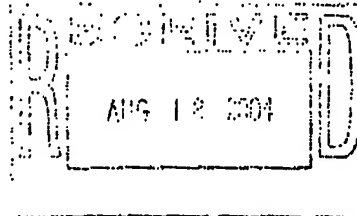


Exhibit

UNITED STATES DEPARTMENT OF COMMERCE
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/768,202	01/30/2004	2818	910	2003 P 54027 US	5	23	4

25962
SLATER & MATSIL, L.L.P.
17950 PRESTON RD, SUITE 1000
DALLAS, TX 75252-5793



CONFIRMATION NO. 804
FILING RECEIPT
OC000000013541656

Date Mailed: 08/16/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Peter Thwaite, Burlington, VT;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 08/13/2004

Projected Publication Date: 08/04/2005

Non-Publication Request: No

Early Publication Request: No

Title

System and method for refreshing a dynamic memory device

Preliminary Class

365

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**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**Exhibit A
(cont)**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time. If the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
(703) 746-4000

Exhibit B

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed with appropriate information. All further correspondence including the Patent, advance entries and notification of maintenance fees will be mailed to the current correspondence address indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

48154 7590 03/01/2005
SLATER & MATSIL LLP
17950 PRESTON ROAD
SUITE 1000
DALLAS, TX 75252

Note: A certificate of mailing can only be used for domestic mailings of Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Kristin Hayes

Depositor's name

May 26, 2005

(Sign)

(ID)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10768.202	01/30/2004	Peter Thwait	2003 P 54027 US	6042

TITLE OF INVENTION: SYSTEM AND METHOD FOR REFRESHING A DYNAMIC MEMORY DEVICE

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	06/01/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
AUDUONO, GENB NGHIA	2827	365-222000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list
(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Slater & Matsil, L.L.P.

2

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Infineon Technologies AG

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Munich, Germany

Please check the appropriate assignee category or categories (will not be printed on the patent):

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment.
Deposit Account Number 50-1063 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(e)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Typed or printed name Ira S. Matsil

Date May 26, 2005

Registration No. 35,272

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 14

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTOL 85 (Rev 12/04) Approved for use through 04/30/2007

OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

PAGE 6/8 * RCVD AT 8/12/2005 4:51:54 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-6/34 * DNIS:2736500 * CSID:9727329218 * DURATION (mm-ss):02:12

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Exhibit C



Deposit Account Statement

Requested Statement Month: May 2005
Deposit Account Number: 501065
Name: SLATER & MATSIL, LLP
Attention: IRA S MATSIL
Address: 17850 PRESTON RD
City: DALLAS
State: TX
Zip: 75252
Country: UNITED STATES OF AMERICA

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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Exhibit C
(cont.)

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Slater & Matsil, L.L.P.

Suite 1000
17950 Preston Road
Dallas, Texas 75252-5793
Phone: 972-732-1001 Facsimile: 972-732-9218

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FACSIMILE COVER SHEET

To: Commissioner for Patents	Total Pages Sent: 8
Office of Finance - ATTN: Refund Requests	(including cover sheet)
Facsimile Number: 571-273-6500	Transmission Date: August 12, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thwaite Docket: 2003 P 54027 US
Serial No.: 10/768,202 Patent No.: 6,914,841 B1
Filed: January 30, 2004 Issue Date: July 5, 2005
For: System and Method for Refreshing a Dynamic Memory Device

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being transmitted by facsimile to the U.S. Patent and Trademark Office at 571-273-6500 on the date shown above:

- Certification of Facsimile Transmission (1 page)
- Request for Refund under 37 CFR § 1.26 (2 pages)
- Exhibit A - Copy of Filing Receipt (2 pages)
- Exhibit B - Copy of Part B - Fee(s) Transmittal (1 page)
- Exhibit C - Copy of Redacted Deposit Account Statement (2 pages)

Respectfully submitted,

Natalie Swider

Natalie Swider
Legal Assistant

Confirmation Respectfully Requested

This facsimile is intended only for the use of the address named and contains legally privileged and/or confidential information. If you are not the intended recipient of this telecopy, you are hereby notified that any dissemination, distribution, copying or use of this communication is strictly prohibited. Applicable privileges are not waived by virtue of the document having been transmitted by Facsimile. Any misdirected facsimiles should be returned to the sender by mail at the address indicated on this cover sheet.

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